PATENT OFFICE

In re application of:

Eskesen et al.

Group Art Unit: Unassigned

Serial No.: 09/973,082

Examiner: Unassigned

Filed: October 10, 2001

Atty. Dkt. No. 005432.00002

For:

IJ

COMMON CARRIER SYSTEM

RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS

Assistant Commissioner of Patents Washington, D.C. 20231

Sir:

Responsive to the U.S. Patent and Trademark Office "Notice To File Missing Parts Of Nonprovisional Application" mailed November 9, 2001, Applicants are hereby submitting the executed declaration for filing in the subject application. Accordingly, it is respectfully requested that a filing date of October 10, 2001, be granted to this application which is the filing date the original specification and drawings were filed with the Patent and Trademark Office.

The Commissioner is authorized to charge \$870.00 to cover the following to Deposit Account No. 19-0733:

\$740.00 – Fee for basic filing fee

\$130.00 – Surcharge for late Declaration.

Eskesen et al. – U.S. Application No. 09/973,082

In the event any variance exists between the amount authorized and the Patent Office charges, please charge any difference to Deposit Account 19-0733.

Respectfully submitted,

Joseph M. Potenza
Registration No. 28,175

BANNER & WITCOFF, LTD. 1001 G Street, N.W. – 11th Floor Washington, D.C. 20001

Telephone: 202/508-9100

Dated: March 7, 2002







COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/973,082

10/10/2001

Eskesen

005432.00002

CONFIRMATION NO. 4671

22907 **BANNER & WITCOFF** 1001 G STREET N W **SUITE 1100** WASHINGTON, DC 20001

received

OC000000007051302*

FORMALITIES LETTER

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BANNER & WITCOFF LTD.

Date Mailed: 11/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE 0501

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FEE TO ANOMITE AND	Complete if Known				
FEE TRANSMITTALE	Application Number	09/973,082			
for FY 2002	Filing Date	October 10, 2001			
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Patent fees are subject to annual pyision.	Examiner Name	Unassigned			
Patent fees are subject to annual revision.	Group / Art Unit	Unassigned			
TOTAL AMOUNT OF PAYMENT (\$) 1310	Attorney Docket No.	005432.00002			

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SUBMITTED E	BY A				Con	nplete (if applicable)
Name (Print/Ty	(pe) Jos	eph M. Potenza	Registration No. Attorney/Agent)	28, 175	Telephone	202 508-9100
Signature		2 Gu	ybech B#9	8.800	Date	March 7, 2002